

10/541342  
JC20 Rec'd PCT/PTO 05 JUL 2005

MAIL STOP  
PCT

Attorney Docket No. 26857U

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

RADFORD, Wayne Michael

International Application No. PCT/AU02/00789

Serial No. NOT YET ASSIGNED

International Filing Date: 17 June 2002 (17.06.2002)

Filed: June \_\_\_\_\_, 2005

For: ROPE HITCH

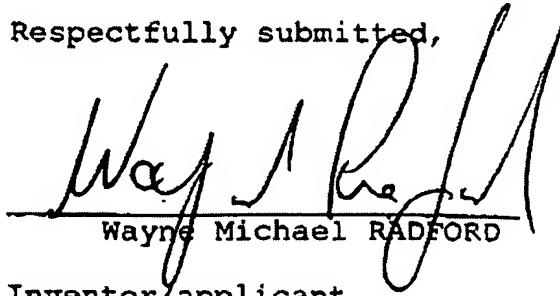
STATEMENT UNDER 37 CFR 1.137(b) THAT THE ENTIRE DELAY IN  
FILING WAS UNINTENTIONAL

Commissioner for Patents  
Attn: PCT - Petitions  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Applicant states that the entire delay in filing this entry into the national phase in the United States of America from the captioned PCT application due 17 December 2004, until the filing of this statement and the attached Petition under 37 CFR 1.137(b), is unintentional, as required by 37 CFR 1.137(b)3.

Respectfully submitted,



Wayne Michael RADFORD

Inventor/applicant

Date: 2005

U.S. DEPARTMENT OF COMMERCE, PATENT AND TRADEMARK OFFICE		DATE: 5 July 2005 (5.07.2005)
TRANSMITTAL LETTER TO THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US) CONCERNING A FILING UNDER 35 U.S.C. 371		U.S. APPLN NO. (Unknown) None designated
INTERNATIONAL APPLICATION NO.: PCT/AU02/00789	INTERNATIONAL FILING DATE: 17 June 2002 (17.06.2002)	PRIORITY DATE CLAIMED:
TITLE OF INVENTION: ROPE HITCH		
APPLICANT(S) FOR DO/EO/US: RADFORD, Wayne Michael		
Applicant hereby submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:		
<p>1. <input checked="" type="checkbox"/> This is a <b>FIRST</b> submission of items concerning a filing under 35 U.S.C. 371.</p> <p>2. <input type="checkbox"/> This is a <b>SECOND</b> or <b>SUBSEQUENT</b> submission of items concerning a filing under 35 U.S.C. 371.</p> <p>3. <input checked="" type="checkbox"/> This express request to begin national examination procedures (35 USC 371(f)) The submission must include items(5), (6), (9) and (21) indicated below.</p> <p>4. <input checked="" type="checkbox"/> The US has been elected (Article 31).</p> <p>5. <input checked="" type="checkbox"/> A copy of the International Application as filed (35 U.S.C. 371(c)(2)):</p> <ul style="list-style-type: none"> <li>a. <input type="checkbox"/> is transmitted herewith (required only if not transmitted by the International Bureau).</li> <li>b. <input type="checkbox"/> has been communicated by the International Bureau.</li> <li>c. <input type="checkbox"/> is not required, as the application was filed in the United States Receiving Office (RO/US)</li> </ul> <p>6. <input type="checkbox"/> A English translation of the International Application as filed (35 U.S.C. 371(c)(2)).</p> <p>7. <input checked="" type="checkbox"/> Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3))</p> <ul style="list-style-type: none"> <li>a. <input type="checkbox"/> are attached hereto (required only if not transmitted by the International Bureau).</li> <li>b. <input type="checkbox"/> have been communicated by the International Bureau.</li> <li>c. <input type="checkbox"/> have not been made; however, the time limit for making such amendments has NOT expired.</li> <li>d. <input checked="" type="checkbox"/> have not been made and will not be made.</li> </ul> <p>8. <input type="checkbox"/> An English language translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)).</p> <p>9. <input checked="" type="checkbox"/> An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)).</p> <p>10. <input type="checkbox"/> A translation of the annexes to the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)).</p>		
ITEMS 11 to 20 BELOW CONCERN OTHER DOCUMENT(S) OR INFORMATION INCLUDED:		
<p>11. <input type="checkbox"/> An Information Disclosure Statement under 37 CFR 1.97 and 1.98.</p> <p>12. <input type="checkbox"/> An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.</p> <p>13. <input type="checkbox"/> A <b>FIRST</b> preliminary amendment.</p> <p>14. <input type="checkbox"/> A <b>SECOND</b> or <b>SUBSEQUENT</b> preliminary amendment</p> <p>15. <input type="checkbox"/> A substitute specification.</p> <p>16. <input type="checkbox"/> A change of power of attorney and/or address letter.</p> <p>17. <input type="checkbox"/> A computer-readable form of the sequence listing in accordance with PCT Rule 13ter2 and 35 USC 1821 - 1825</p> <p>18. <input type="checkbox"/> A second copy of the published international application under 35 USC 154(d)(4)</p> <p>19. <input type="checkbox"/> A second copy of the English language translation of the international application under 35 USC 154(d)(4)</p> <p>20. <input checked="" type="checkbox"/> Other items or information:  <b>TRANSMITTAL FORM WITH FEE CALCULATION; INTERNATIONAL PUBLICATION WO 03/106861 A1 WITH SEARCH REPORT, INTERNATIONAL PUBLICATION DATE 24 DECEMBER 2003 WITH APPLICATION WHICH CONSISTS OF 8 PAGES INCLUDING: 1 COVER PAGE CONTAINING THE ABSTRACT; 4 PAGES TEXTUAL SPECIFICATION, 1 PAGE OF 3 CLAIMS, 2 SHEETS OF DRAWINGS; PETITION TO REVIVE UNINTENTIONALLY ABANDONED APPLICATION UNDER 37 CFR S 1.137(b); STATEMENT THAT ENTIRE DELAY IN FILING WAS UNINTENTIONAL; EXECUTED INVENTOR'S DECLARATION; PCT/IB/306 NOTIFICATION OF THE RECORDING OF A CHANGE; PCT/ISA/210 INTERNATIONAL SEARCH REPORT; INFORMATION DISCLOSURE STATEMENT; PTO FORM 1449 CITING 4 REFERENCES WITH 4 REFERENCES ATTACHED; PCT/IPEA/401 DEAMND; PCT/IPEA/408 WRITTEN OPINION; PCT/IPEA/416 NOTIFICATION OF TRANSMITTAL OF INTERNATIONAL PRELIMINARY EXAMINATION REPORT; PCT/IPEA/409 INTERNATIONAL PRELIMINARY EXAMINTION REPORT; PCT REQUEST.</b> </p>		

ATTORNEY'S DOCKET NO: 26857U

U.S. APPLICATION NO. (if known) not yet assigned <b>107541342</b>	INTERNATIONAL APPLICATION NO. PCT/ AU02/00789	DATE: July 2005 ( .07.2005)																																																										
<p>The following fees are submitted:</p> <p>21. Basic national fee ..... \$ 300</p> <p>22. Examination fee If International preliminary examination report prepared by USPTO and all claims satisfy Provisions of PCT Article 33(1)-(4) ..... \$100 All other situations..... \$200</p> <p>23. Search fee (37 CFR 1.445(a)(2) has been paid on the international application to the USPTO as an International Searching Authority.....\$100 International Search Report prepared and provided to the Office..... \$400 All other situations..... \$500</p> <p><input type="checkbox"/> Additional fee for specification and drawings filed in paper over 100 sheets (excluding Sequence listing or computer program listing filed in an electronic medium). The fee is \$250 for each additional 50 sheets fo paper or fraction thereof.</p>		<u>CALCULATIONS</u>	<u>PTO USE ONLY</u>																																																									
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<p>Surcharge of \$130.00 for furnishing the oath or declaration later than ___ 20 ___ 30 months from the earliest claimed priority date (37 CFR 1.492(e)).</p>		\$																																																										
<table border="1"> <thead> <tr> <th>CLAIMS</th> <th>NO. FILED</th> <th>NO. EXTRA</th> <th>RATE</th> </tr> </thead> <tbody> <tr> <td><b>TOTAL</b></td> <td><u>3 -20=</u></td> <td>0</td> <td>X \$ 50.00</td> </tr> <tr> <td><b>INDEPENDENT</b></td> <td><u>1 - 3=</u></td> <td>0</td> <td>X \$ 200.00</td> </tr> <tr> <td colspan="2">Multiple dependent claims(s) (if applicable)</td> <td>+ \$360.00</td> <td>\$ 0.00</td> </tr> <tr> <td colspan="2"><b>TOTAL OF ABOVE CALCULATIONS =</b></td> <td>\$ 900.00</td> <td></td> </tr> <tr> <td colspan="2">Reduction by 2 for asserting small entity, if applicable. (Note 37 CFR 1.9, 1.27, 1.28).</td> <td>\$ -450.00</td> <td></td> </tr> <tr> <td colspan="2"><b>SUBTOTAL =</b></td> <td><b>\$ 450.00</b></td> <td></td> </tr> <tr> <td colspan="2">Processing fee of \$130.00 for furnishing the English translation later than ___ 20 ___ 30 months from the earliest claimed priority date (37 CFR 1.492(f)). +</td> <td>\$ 0.00</td> <td></td> </tr> <tr> <td colspan="2"><b>TOTAL NATIONAL FEE =</b></td> <td><b>\$ 450.00</b></td> <td></td> </tr> <tr> <td colspan="2">Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). <b>\$40.00 per property +</b></td> <td>\$ 0.00</td> <td></td> </tr> <tr> <td colspan="2">Petition fee under 1.17(m) to Revive Unintentionally Abandoned Application Under 37 CFR S 1.137(b) as a small entity</td> <td>\$ 750.00</td> <td></td> </tr> <tr> <td colspan="2"><b>TOTAL FEES ENCLOSED =</b></td> <td><b>\$ 1,200.00</b></td> <td></td> </tr> <tr> <td colspan="2"></td> <td>Amount to be: refunded</td> <td>\$</td> </tr> <tr> <td colspan="2"></td> <td>charged</td> <td>\$</td> </tr> </tbody> </table>				CLAIMS	NO. FILED	NO. EXTRA	RATE	<b>TOTAL</b>	<u>3 -20=</u>	0	X \$ 50.00	<b>INDEPENDENT</b>	<u>1 - 3=</u>	0	X \$ 200.00	Multiple dependent claims(s) (if applicable)		+ \$360.00	\$ 0.00	<b>TOTAL OF ABOVE CALCULATIONS =</b>		\$ 900.00		Reduction by 2 for asserting small entity, if applicable. (Note 37 CFR 1.9, 1.27, 1.28).		\$ -450.00		<b>SUBTOTAL =</b>		<b>\$ 450.00</b>		Processing fee of \$130.00 for furnishing the English translation later than ___ 20 ___ 30 months from the earliest claimed priority date (37 CFR 1.492(f)). +		\$ 0.00		<b>TOTAL NATIONAL FEE =</b>		<b>\$ 450.00</b>		Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). <b>\$40.00 per property +</b>		\$ 0.00		Petition fee under 1.17(m) to Revive Unintentionally Abandoned Application Under 37 CFR S 1.137(b) as a small entity		\$ 750.00		<b>TOTAL FEES ENCLOSED =</b>		<b>\$ 1,200.00</b>				Amount to be: refunded	\$			charged	\$	
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**ATTORNEY'S DOCKET NO:** 26857U

<b>U.S. APPLICATION NO.</b> <small>if known, not yet assigned</small> <b>107541342</b>	<b>INTERNATIONAL APPLICATION NO.</b>  <b>PCT/AU02/00789</b>	<b>DATE:</b> <u>July 2005</u> ( <u>07.2005</u> )
<p>a. <input checked="" type="checkbox"/> One check in the aggregate amount of <u>\$ 1,200.00</u> to cover the above fees (including Petition Fee Under 1.17(m)) is enclosed.</p> <p>b. <input type="checkbox"/> Please charge my Deposit Account No. 14-0112 in the amount of \$_____ to cover the above fees. (A duplicate copy of this sheet is enclosed.)</p> <p>c. <input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. 14-0112.</p> <p>d. Fees are to be charged to a credit card <input type="checkbox"/> WARNING: Information on this form may become public <input type="checkbox"/> Credit Card Information should not be included on this form. <input type="checkbox"/> Provide credit card information and authorization on PTO-2038</p> <p><b>NOTE:</b> Where an appropriate time limit under 37 CFR 1.494 or 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b)) must be filed to request that the application be restored to pending status.</p> <p><input checked="" type="checkbox"/> <b>PETITION UNDER 37 CFR 1.137(b) to Revive Unitentionally Abandoned Application is enclosed.</b></p> <p>Send All Correspondence To:</p> <p>Gary M. Nath  <b>NATH &amp; ASSOCIATES PLLC</b>  1030 15<sup>th</sup> Street, N.W.  Sixth Floor  Washington, D.C. 20005</p> <p>(202) 775-8383 (phone)  (202) 775-8396 (fax)</p> <div style="text-align: right; margin-top: 20px;">  <hr/> <p>Gary M. Nath  Registration Number 26,965  Gregory B. Kang  Registration No. 45,273  Customer No. 20529</p> </div>		

Rev. 02/98

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

RADFORD, Wayne Michael

International Application No. PCT/AU02/00789

Serial No. NOT YET ASSIGNED

International Filing Date: 17 June 2002 (17.06.2002)

Filed: July 5, 2005

For: ROPE HITCH

107541342

TRANSMITTAL LETTER

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

Sir:

Submitted herewith for filing in the U.S. Patent and Trademark Office is the following:

- (1) Transmittal Letter;
- (2) Transmittal Letter To U.S. Designated/Elected Office (DO/EO/US) Concerning Filing under 35 U.S.C. 371;
- (3) International Publication No: WO 03/106861 A1, International Publication Date: 24 December 2003 (24.12.2003);
- (4) Application which consists of 8 pages including:
  - 1 cover page containing the Abstract,
  - 4 pages Textual Specification,
  - 1 page of 3 Claims,
  - 2 sheets of Drawings;
- (5) Petition To Revive Unintentionally Abandoned Application Under 37 CFR § 1.137(b);
- (6) Statement That Entire Delay In Filing Was Unintentional;
- (7) Executed Inventor's Declaration;
- (8) PCT/IB/306 Notification of the Recording of a Change;
- (9) PCT/ISA/210 International Search Report;
- (10) Information Disclosure Statement;
- (11) PTO Form 1449 citing 4 references with 4 references attached;
- (12) PCT/IPEA/401 Demand;
- (13) PCT/IPEA/408 Written Opinion;
- (14) PCT/IPEA/416 Notification of Transmittal of International Preliminary Examination Report;
- (15) PCT/IPEA/409 International Preliminary Examination Report;
- (16) PCT Request;
- (17) Check No. 23273 \$450.00 for Government Filing Fee, Search fee, Examination fee and additional claims as a small entity;
- (18) Check No. 23274 \$ 750.00 Petition Fee under 37 CFR § 1.17(m) as a small entity;
- (19) Postcard for early notification of serial number.

Respectfully submitted,  
NATH & ASSOCIATES PLLC

By:



Gary M. Nath  
Registration No. 26,965  
Gregory B. Kang  
Registration No. 45,273

Date: July 5, 2005

NATH & ASSOCIATES PLLC

1030<sup>th</sup> 15<sup>th</sup> Street, NW - 6<sup>th</sup> Floor

Washington, D.C. 20005

GMN/GBK/dd/PCT.NATLphase\_PetRevive.TL

Customer No. 20529